

Practitioner's Docket No. 0112.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

10/030,392  
International Application No. 07 January 2002 (7.01.02) 07 July 1999 (7.07.99)  
International Filing Date Priority Date Claimed

METHOD OF PARTICLE FORMATION

Title of Invention

Hanna, Mazen; York, Peter  
Applicant(s) for DO/US

Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231  
ATTENTION: DO/US

COMPLETION OF FILING REQUIREMENTS  
FOR INTERNATIONAL APPLICATION ENTERING NATIONAL  
STAGE IN U.S. DESIGNATED OFFICE (DO/US) UNDER 35 U.S.C. § 371

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.494 (FORM PCT/DO/EO/905). A copy of FORM PCT/DO/EO/905 accompanies this response.

DECLARATION OR OATH

- I. No original declaration or oath was filed. Enclosed is the original declaration or oath for this application.

CERTIFICATION UNDER 37 C.F.R. ' 1.8(a) and 1.10\*  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

✓ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231  
37 C.F.R. § 1.8(a)  
G with sufficient postage as first class mail.

G as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Date: 5/13/02

Signature

Kathy Honnert  
(type or print name of person certifying)

\* Only the date of filing ( ' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" ( ' 1.10) or facsimile transmission ( ' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

## FEES

### II.

#### 1. Surcharge fees

Surcharge set forth in Section 1.492(e), for accepting the declaration later than 20 months after the priority date in filing an application in the U.S. as a designated office

\$ 130.00

Total fees \$ 130.00

## EXTENSION OF TIME

### III. The proceedings herein are for a patent application. The provisions of 37 C.F.R. section 1.1 36(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

## TOTAL FEE DUE

### IV. The total fee due is:

Completion fee(s)	\$ 130.00
Extension fee (if any)	\$ 0.00
<b>TOTAL FEE DUE</b>	<b>\$ 130.00</b>

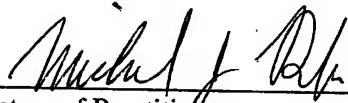
## PAYMENT OF FEES

### V. Authorization is hereby made to charge the amount of \$130.00 to Deposit Account No. 500348.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date: 5/12/02

Reg. No.: 38,740  
Tel. No.: 650-631-5053  
Customer No.: 21968

  
\_\_\_\_\_  
Signature of Practitioner

Michael J. Rafa  
Inhale Therapeutic Systems, Inc.  
150 Industrial Road  
San Carlos, CA 94070  
U.S.A.

06/10/2002 SNAJARRD 00000090 500348 1003039E

01 FC:154 130.00 CH



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box 100  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/030,392	Mazen Hanna	0112.00

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/GB00/02606

I.A. FILING DATE	PRIORITY DATE
07/07/2000	07/07/1999

Michael J Rafa  
 Inhale Therapeutic Systems  
 150 Industrial Road  
 San Carlos, CA 94070

CONFIRMATION NO. 2257

371 FORMALITIES LETTER



\*OC000000007706054\*

Date Mailed: 03/27/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

missing Parts 5/27/02

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 305-6421

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/030,392	PCT/GB00/02606	0112.00

FORM PCT/DO/EO/905 (371 Formalities Notice)

Practitioner's Docket No. 0112.00

JC14 Rec'd PCT/PTO 06 JUN 2002

10/030392

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mazen Hanna et al.  
Application No.: 10/030,392  
Filed: 1/2/02  
For: METHOD OF PARTICLE FORMATION

Group No.: Unassigned  
Examiner: Unknown

Assistant Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. section 1.8(a)

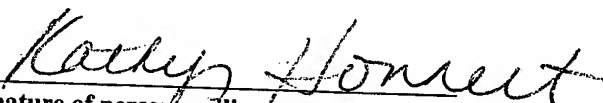
I hereby certify that the attached correspondence comprising:

- Completion of filing requirements, Declaration, form PCT/DO/EO/905
- is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

on May 13, 2001

Kathy Honnert

  
Signature of person mailing paper